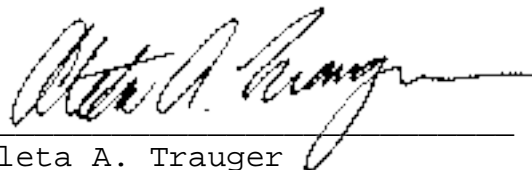


plaintiff was unable to control his bladder and he wet on himself. Officer Graciani saw what had happened and laughed at the plaintiff, causing him a great deal of embarrassment. Officer Graciani mocked the plaintiff and made him feel "humiliated and discriminated against".

When conducting a preliminary examination the complaint, the Court is compelled to accept its allegations as true. In that light, the Court finds the conduct of Officer Graciani to be reprehensible. Nevertheless, no federal civil action may be brought by a prisoner for mental or emotional injury suffered while in custody without a prior showing of physical injury. 42 U.S.C. § 1997e(e). This limitation applies regardless of the nature of the constitutional rights claimed to have been violated. Geiger v. Jowers, 404 F.3d 371, 374-75 (5th Cir.2005).

In this instance, the plaintiff has not alleged any physical injury that led to his claim of embarrassment. As a consequence, the plaintiff has failed to state a claim upon which relief can be granted. In such a situation, the Court is obliged to dismiss the complaint *sua sponte*. 28 U.S.C. § 1915(e)(2).

An appropriate order will be entered.

A handwritten signature in black ink, appearing to read "Aleta A. Trauger", is written over a horizontal line.

Aleta A. Trauger
United States District Judge